



**Community Services Building
440 Civic Center Plaza
Richmond, CA 94804**

**AGENDA
Tuesday, November 1, 2011**

Mayor
Gayle McLaughlin

Vice Mayor
Thomas K. Butt

Councilmembers
Nathaniel Bates
Jovanka Beckles
Courtland "Corky" Boozé
Jeff Ritterman
Jim Rogers



The Richmond City Council also serves as Board Members and Commission Members for the following:

**Community Redevelopment Agency
Housing Authority
Joint Powers Financing Authority
Surplus Property Authority
Local Reuse Authority**

MEETING PROCEDURES

The City of Richmond encourages community participation at its City Council meetings and has established procedures that are intended to accommodate public input in a timely and time-sensitive way. As a courtesy to all members of the public who wish to participate in City Council meetings, please observe the following procedures:

PUBLIC COMMENT ON AGENDA ITEMS: Anyone who desires to address the City Council on items appearing on the agenda must complete and file a pink speaker's card with the City Clerk **prior** to the City Council's consideration of the item. Once the City Clerk has announced the item and discussion has commenced, no person shall be permitted to speak on the item other than those persons who have submitted their names to the City Clerk. Your name will be called when the item is announced for discussion. **Each speaker will be allowed TWO (2) MINUTES to address the City Council on NON-PUBLIC HEARING items listed on the agenda.**

OPEN FORUM FOR PUBLIC COMMENT: Individuals who would like to address the City Council on matters not listed on the agenda or on **Presentations, Proclamations and Commendations, Report from the City Attorney, or Reports of Officers** may do so under Open Forum. All speakers must complete and file a pink speaker's card with the City Clerk **prior** to the commencement of Open Forum. **The amount of time allotted to individual speakers shall be determined based on the number of persons requesting to speak during this item. The time allocation for each speaker will be as follows: 15 or fewer speakers, a maximum of 2 minutes; 16 to 24 speakers, a maximum of 1 and one-half minutes; and 25 or more speakers, a maximum of 1 minute.**

SPEAKERS ARE REQUESTED TO OCCUPY THE RESERVED SEATS IN THE FRONT ROW BEHIND THE SPEAKER'S PODIUM AS THEIR NAME IS ANNOUNCED BY THE CITY CLERK.

CONSENT CALENDAR: Consent Calendar items are considered routine and will be enacted, approved or adopted by one motion unless a request for removal for discussion or explanation is received from the audience or the City Council. A member of the audience requesting to remove an item from the Consent Calendar must complete and file a speaker's card with the City Clerk **prior to the City Council's consideration of Agenda Review.** An item removed from the Consent Calendar may be placed anywhere on the agenda following the City Council's agenda review.

The City Council's adopted Rules of Procedure recognize that debate on policy is healthy; debate on personalities is not. The Chairperson has the right and obligation to cut off discussion that is too personal, too loud, or too crude.

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EVENING OPEN SESSION

5:00 p.m.

- A. **ROLL CALL**
- B. **PUBLIC COMMENT**
- C. **ADJOURN TO CLOSED SESSION**

CLOSED SESSION

Shimada Room of the Community Services Building

- A. **CITY COUNCIL**
 - A-1. **LIABILITY CLAIMS - PENDING LITIGATION (Government Code Section 54956.9):**

Laura Barnaby vs. City of Richmond
 - A-2. **CONFERENCE WITH LEGAL COUNSEL - EXISTING LITIGATION (Subdivision [a] of Government Code Section 54956.9):**

Booker vs. City of Richmond

Jenkins vs. City of Richmond
 - A-3. **CONFERENCE WITH LEGAL COUNSEL - ANTICIPATED LITIGATION (Significant exposure to litigation pursuant to Subdivision (b) of Government Code Section 54956.9):**

One Case

**JOINT MEETING OF THE RICHMOND REDEVELOPMENT
AGENCY/RICHMOND CITY COUNCIL**

6:30 p.m.

- A. **PLEDGE TO THE FLAG**
- B. **ROLL CALL**
- C. **STATEMENT OF CONFLICT OF INTEREST**
- D. **OPEN FORUM FOR PUBLIC COMMENT**
- E. **AGENDA REVIEW**
- F. **REPORT FROM THE CITY ATTORNEY OF FINAL DECISIONS MADE AND
NON-CONFIDENTIAL DISCUSSIONS HELD DURING CLOSED SESSION**
- G. **REDEVELOPMENT AGENCY BOARD CONSENT CALENDAR**
 - G-1. ADOPT a resolution authorizing the application for grant funds from the California Department of Housing and Community Development's (HCD) CalHOME Program in an amount not to exceed \$1,000,000 to increase available funding for the home improvement rehabilitation loans and mortgage assistance loans, and authorizing the execution of related documents to accept and expend grant funds as approved by HCD - Richmond Community Redevelopment Agency (Patrick Lynch 307-8140).
 - G-2. ADOPT a resolution authorizing the Richmond Community Redevelopment Agency to amend its contract with Holland and Knight, LLP for legal services concerning land use and environmental matters at the Miraflores site, to increase the contract amount by \$75,000, and to extend the term to December 31, 2012. Total contract shall not exceed \$125,000 - Richmond Community Redevelopment Agency (Patrick Lynch 307-8140).
- H. **CITY COUNCIL CONSENT CALENDAR**
 - H-1. APPROVE the purchase of six Scott Air-Pak 75 self-contained breathing apparatus (SCBA) harnesses, cylinders, AV3000 face pieces and other accessories from Allstar Fire Equipment, Inc. of Hayward, California, in the amount of \$56,839.28 - Fire Department (Chief Michael Banks 307-8041).

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- H-2.** ADOPT a resolution authorizing placement of liens and special assessments for unpaid garbage collection service fees on County property tax records - Finance Department (James Goins/Antonio Banuelos 620-6741).
- H-3.** APPROVE an amendment to the existing contract with ENVIRON for preparation of a Revised Environmental Impact Report (EIR) for the Chevron Revised Renewal Project, increasing the payment limit by \$1,000,000, in an amount not to exceed \$1.75 million. As project applicant, Chevron is responsible for funding this contract - Planning and Building Services Department (Richard Mitchell 620-6706).
- H-4.** ADOPT an ordinance (second reading) establishing the wages, salary, and compensation for the new promotional classification of Senior Human Resources Administrator (Salary Range No. 068E: \$7,643 - \$9,290/month) - Human Resources Management Department (Leslie Knight 620-6600).
- H-5.** APPROVE a third amendment to the legal services agreement with Holland & Knight, LLP to provide continued legal representation for the Revised Environmental Impact Report (EIR) for the Revised Chevron Renewal Project, increasing the amount by \$500,000, and extending the term expiration to June 30, 2013. As project applicant, Chevron is responsible for funding this contract - City Attorney's Office (Randy Riddle 620-6509).
- H-6.** ADOPT a resolution designating the City of Richmond as a participating jurisdiction in and authorizing the adoption of the Contra Costa County Hazard Mitigation Plan (CCCHMP) and accepting Volume 1 and the City of Richmond's portion of Volume 2 of the CCCHMP (This item was reviewed and recommended for approval by the Public Safety Committee at its October 20, 2011, meeting) - Planning and Building Services Department (Richard Mitchell 620-6706).
- H-7.** APPROVE a fifth amendment to the contract with the Law Firm of Meyers, Nave, Riback, Silver & Wilson to continue to represent the City of Richmond in the lawsuits entitled Booker vs. City of Richmond, et al., and Jenkins vs. City of Richmond, et al., increasing the contract amount by \$900,000 to a total of \$2,800,000. The amendment also extends the term to December 31, 2012 - City Attorney's Office (Randy Riddle 620-6509).
- H-8.** APPROVE the minutes of the October 4, 2011, City Council Meeting - City Clerk's Office (Diane Holmes 620-6513).

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- H-9.** APPROVE the purchase of two replacement police pursuit cars from Bay City Chevrolet of Oakland, California, for use by the Police Department's patrol unit, in an amount not to exceed \$59,500 - Public Works Department (Yader A. Bermudez 231-3008).
- H-10.** APPROVE the purchase of a replacement police recruit vehicle from Bay City Chevrolet, of Oakland, California, for use by the Police Department's Recruiting Division, in an amount not to exceed \$26,500 - Public Works Department (Yader A. Bermudez 231-3008).
- H-11.** APPROVE the purchase of two replacement police detective cars from Bay City Chevrolet of Oakland, California, for use by the Police Department's Detective Unit, in an amount not to exceed \$56,500 - Public Works Department (Yader A. Bermudez 231-3008).
- H-12.** APPROVE the purchase of a replacement box van from Albany Ford in Albany, California, for use by the Facilities Maintenance Division of Public Works, in an amount not to exceed \$26,000 - Public Works Department (Yader A. Bermudez 231-3008).
- H-13.** APPROVE an emergency contract with Harris Electric for work completed to repair a 15KV transformer and switchgear to restore power to the Point Molate Wastewater Treatment Plant, in an amount not to exceed \$19,400 - Public Works Department (Yader A. Bermudez 231-3008).
- H-14.** APPROVE the proposed new tow service contract as to form and ADOPT a resolution raising the existing tow fees - Police Department (Chief Chris Magnus 621-1802).

I. COUNCIL AS A WHOLE

- I-1.** APPOINT two employee representatives to the Personnel Board from the following panel of three nominees elected at the Personnel Board Election held September 22, 2011, to October 6, 2011: (1) David Brown; (2) Elaine Merriweather; and (3) Charles Smith - City Clerk's Office (Diane Holmes 620-6514).

I-2. (1) ADOPT a resolution adopting the Mitigated Negative Declaration for the City of Richmond Bicycle Master Plan, City of Richmond Pedestrian Plan, Harbour Way Project and Carlson Boulevard Project, and finding the Mitigated Negative Declaration adequate for the plans and projects as proposed in their independent judgment; (2) APPROVE and ADOPT the City of Richmond's Bicycle Master Plan; (3) APPROVE and ADOPT the City of Richmond's Pedestrian Plan; and (4) APPROVE the Harbour Way and the Carlson Boulevard Projects - Planning and Building Services Department (Richard Mitchell 620-6706).

J. REPORTS OF OFFICERS: STANDING COMMITTEE REPORTS, REFERRALS TO STAFF, AND GENERAL REPORTS (INCLUDING AB 1234 REPORTS)

K. ADJOURNMENT

This agenda may be previewed on KCRT – Channel 28, Richmond Television, City website www.ci.richmond.ca.us. Any documents produced by the City and distributed to a majority of the City Council regarding any item on this agenda will be made available at the Main Counter at City Hall located at 450 Civic Center Plaza.